



**PATTON TOWNSHIP
CENTRE COUNTY, PENNSYLVANIA**

100 PATTON PLAZA – STATE COLLEGE, PENNSYLVANIA – 16803

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BOARD OF SUPERVISORS

BOARD MEETING ROOM
PATTON TOWNSHIP MUNICIPAL BUILDING

January 19, 2022 **5:30 PM**

***** AGENDA – SPECIAL MEETING -- UPDATED *****

Updates include: Item 3a: Public Comments attached. **NEW** – Item 3b: Draft Resolution for Mask Wearing

PLEASE NOTE: This meeting will be a hybrid, combining in-person and tele-conferencing.

The Public is welcome to attend via Zoom, but may also provide comments prior to the meeting by email patton@twp.patton.pa.us or phone 814-234-0271 (ask for the Manager) Submit comments by 3:00 pm of the day of the meeting.

The meeting will be broadcast live on C-NET (Comcast Ch 7) and live-streamed at <https://www.youtube.com/user/CNetCentreCounty/live>

Join Zoom Meeting Information: <https://us02web.zoom.us/j/89555244880>
Meeting ID: 895 5524 4880 **or Dial-up:** 929-205-6099

If you are not a Board member or a Patton Township staff member we request that you turn off your video. If you are an applicant or presenter, please wait to be recognized by the Chair or Manager to turn on your video and speak.

If you are a member of the public and would like to provide comments during Item 2, Public Comments, or on a particular agenda item, please use the “raise hand” feature of the Zoom application. Please wait for the Chair to indicate that it is your opportunity to speak. Public comments will be limited to five minutes per person per item.

To receive Board agendas via email, please email a request to patton@twp.patton.pa.us
Meetings can be live-streamed at <https://www.youtube.com/user/CNetCentreCounty/live>

1. **CALL TO ORDER**

The Chair will call the meeting to order.

a. **Announcements** - none

b. **Pledge of Allegiance** – as you are able, please rise and join the Board in the Pledge

c. **Additions to the Posted Agenda**

The Board of Supervisor has adopted the following procedures for adding items to a posted agenda:

The tentative agenda for the Patton Township Board of Supervisors is typically published on the Friday prior to the Wednesday meeting. An Updated Agenda is typically published on the Tuesday prior to a Wednesday meeting. The Updated Agenda shall be considered the “posted” agenda in accordance with Act 65 of 2021.

At this time, the Chair may announce and/or ask the other Board members for the addition of agenda items that constitute Emergency Business or are considered de minimis in nature and do not involve the expenditure of funds or entering into a contract or agreement. The Chair shall determine if the items do constitute Emergency Business or are considered de minimis in nature and will determine the placement of each such added item within the meeting agenda.

Any Board member wishing to add an item to the agenda that is not Emergency Business and not considered de minimis in nature shall ask for recognition by the Chair and shall make a motion to add an item, including stating the nature of the item and reason for changing the agenda. If the motion is seconded, the Chair shall oversee discussion and a vote on the motion to add the item. If the motion is approved by a majority vote of the individuals present and voting, the item shall be added to the agenda. The Chair shall determine the placement of the added item within the meeting agenda.

To access attachments to agendas posted on the website, you will need to download or save files to your device, then open with an Adobe application, and click on the attachment’s icon or link. [Adobe Reader](#) is available for free.

Please see attachment “Item 1, Meeting Conduct Policy”, for guidance on meeting decorum.

2. PUBLIC COMMENTS

Residents/taxpayers may address the Board on issues of interest to the Township. Comments related to specific agenda items should be deferred until that point in the meeting.

If you are attending on Zoom, please use the “raise hand” feature of the Zoom application and wait for the Chair to indicate that it is your opportunity to speak.

If you are attending in-person, please approach the podium and wait for the Chair to indicate that it is your opportunity to speak.

Public comments are limited to five minutes per person.

3. PRESENTATIONS / PUBLIC HEARINGS

a. Proposed Ordinance to Require Face Coverings and Posting Notices at Business and Public Buildings

At the January 3rd meeting, the Board directed that a draft ordinance be prepared to require the use of face coverings in businesses and public buildings.

The draft ordinance, 2022-623 (v1.1), is included with the agenda materials and has been advertised, as required, for at least 7 days.

Summary of Ordinance

Face coverings (masks) required when:

- In a building open to the public, such as retail stores, medical facilities and governmental buildings.
- Using public transit or rideshare or when in a vehicle with others who are not part of your household
- Unable to consistently physically distance yourself from others (not part of your household) whether inside or outside

Businesses must post entrances that masks are required to enter the building.

Exemptions for face coverings include:

- Medical exemptions and religious exemptions
- In your home or outside with members of your household
- Employees working alone
- While eating at a restaurant

3. PRESENTATIONS / PUBLIC HEARINGS (Continued)

a. Proposed Ordinance to Require Face Coverings and Posting Notices at Business and Public Buildings (Continued)

Public comments received as of 4 pm on January 13th are included as Item 3a.2.

Any additional comments received by 3:30 pm January 19th will be provided to the Board prior to the meeting.

For this item the Board should:

Review the agenda materials and draft ordinance
Solicit public input
Following a motion and second, discuss the draft ordinance and consider action to adopt

b. **NEW ITEM -- Draft Resolution for Mask Wearing**

At the January 3rd meeting the Board approved the following motion:

The Patton Board of Supervisors does RESOLVE “that persons entering establishments serving the public or otherwise used by the public be required to wear masks” and directs the Manager to prepare a formal Resolution for review and possible adoption at the next Board meeting.

A draft Resolution (Item 3b.1 Resolution 2022-003 ...) is included with the agenda materials.

As desired, the Board may consider action to adopt the Resolution.

4. OTHER BUSINESS (see Item 1.c regarding requirements for adding action items to the agenda)

5. ADJOURN

PATTON TOWNSHIP
CENTRE COUNTY, PENNSYLVANIA
RESOLUTION NO. 2018-011

RESOLUTION TO ESTABLISH POLICY FOR PUBLIC MEETING CONDUCT

WHEREAS citizens have rights to freedom of speech under the First Amendment to the Constitution of the United States of America, and

WHEREAS residents and taxpayers have rights of public comment and participation under the Sunshine Act of the Commonwealth of Pennsylvania, and

WHEREAS Patton Township has an interest in holding orderly public meetings to conduct and administer the business of the Township, therefore

THEREFORE, BE IT RESOLVED that the Board of Supervisors of Patton Township establishes the following public meeting conduct policy.

1. Public comment on topics which do not appear on the meeting agenda may be made during the **PUBLIC COMMENTS** item on the agenda. Public comments on subjects appearing on the agenda will be accepted during the discussion portion of that agenda item. Residents and resident groups are encouraged to coordinate with township staff to place items of concern on the agenda.
2. Each Centre Region resident may speak on each agenda item for a maximum of five minutes. Please note that written input is not limited in any manner.
3. All public comments shall be made at the podium using the microphone after being recognized by the chairperson of the meeting.
4. Each speaker shall identify themselves by name and street, and municipality if outside Patton Township.
5. All comments shall be addressed to the Board, Authority or Commission conducting the meeting.
6. Comments that include profane or defamatory language or comments that inflict injury or incite immediate breach of the peace are out of order.
7. Comments that are disruptive or are not related to the business of the public meeting may be out of order as determined by the Chair of the Township Board of Supervisors.

RESOLVED by the Township of Patton this the 18th day of July, 2018.

Attest:

PATTON TOWNSHIP BOARD OF SUPERVISORS



Secretary



Chair

[Seal]

**PATTON TOWNSHIP
CENTRE COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2022-623 (v1.1)

COVID-19 EMERGENCY ORDINANCE FOR FACE COVERINGS

**A TEMPORARY EMERGENCY ORDINANCE OF THE TOWNSHIP OF
PATTON, CENTRE COUNTY, PENNSYLVANIA TO REQUIRE THE
WEARING OF FACE COVERINGS TO REDUCE THE RISK OF
TRANSMISSION OF THE COVID-19 VIRUS**

Legislative History

The Township of Patton (“Patton Township”) is currently experiencing a pandemic as a result of the sharp and aggressive spread of the COVID-19 virus within Patton Township. Given that, at present, the only method available to slow the rate of infection is to limit exposure and since COVID-19 poses a risk of incapacitation and death to those who contract the disease, the measures described herein are an attempt to reduce infection rates, intended to minimize risk to the public health, and reduce pressure on healthcare providers and pharmaceutical supplies by lowering the rate and risk of infection. The purpose of the within Ordinance is to clarify what is required going forward during the pandemic period.

The intent of this Amended Ordinance is to limit community risk during the COVID-19 public health emergency by empowering authorized enforcement personnel to enforce the behavioral modification and limitations as expressed herein that serve to protect, preserve and promote health, safety, and welfare for the residents, employees, and visitors to the Patton Township.

NOW, THEREFORE, be it ordained by the Patton Township Board of Supervisors of the Township of Patton, Centre County, Pennsylvania as follows:

SECTION 1. Definitions.

“**Business**” includes all commercial, retail, wholesale, professional, and service establishments, whether for profit or not for profit, if members of the public, guests, clients, customers, and/or persons who are not family or household members may enter or otherwise come into contact with owners, operators, or employees.

“**Face Covering**” means a clean cloth, fabric, or other soft or permeable material, without holes, that covers both the mouth and nose, including, but not limited to surgical masks, respirators, face shields, handmade or homemade masks, bandanas, neck gaiters, scarves, or wraps made up of tightly woven fabric such as denim or cotton.

“**Household**” means all persons living in the same dwelling unit. It does not include the residents of separate dwelling units at the same location, such as may be the case at a residence hall, apartment complex, or other multi-unit residence.

“**In Contact**” means coming within six (6) feet or closer.

“**Person or persons**” includes all persons not exempted from wearing face coverings or masks in this ordinance. The terms include business employees, as well as customers, visitors, guests, clients and invitees.

SECTION 2. Wearing of Face Coverings.

1. All persons in Patton Township shall be required to wear a Face Covering when within six (6) feet of another person as set forth herein in Section 2, Paragraphs A through H.
 - A. Outside and unable to consistently maintain a distance of six (6) feet from individuals who are not members of their household.
 - B. Inside any building open to the public, such as, but not limited to, grocery stores, pharmacies, business locations, home improvement stores, retail stores, service establishments, and medical and dental treatment facilities. Employees working alone, as defined in the November 17, 2020 order from the Secretary of Health, are exempt from wearing a face covering.
 - C. Inside all municipal and other governmental buildings. Employees working alone, as defined in the November 17, 2020 order from the Secretary of Health, are exempt from wearing a face covering.
 - D. On all transport and transit vehicles, including, but not limited to, CATA bus, rideshare (such as Uber or Lyft) and shuttle vehicles.
 - E. While waiting to enter any building open to the public, any municipal and other governmental building, or waiting to board any transport or transit vehicle, unless a distance of at least six feet is maintained from any person who is not that person’s family or household member, notwithstanding the prohibition of wait lines outside of municipal or other governmental offices, businesses, including hospitality establishments.
 - F. When coming into contact with any person who is not that person’s family or household member, whether indoors or outdoors, including, but not limited to, contact during gatherings, curbside pickup, drive-thru and food truck purchases, deliveries, and service calls.
 - G. While working in all jobs that entail coming into contact with any member of the public, including, but not limited to, all work involving the preparation or packaging of food and/or beverage unless separated by a physical barrier between the employee and the public.
 - H. Parents or guardians are responsible for ensuring that minor children two years of age or older wear face coverings, unless such children are exempt as set forth herein.
2. For the protection of employees and other customers and subject to the requirements of the Americans with Disabilities Act of 1990, as amended (ADA), businesses must require their employees to wear face coverings at work when circumstances as described herein exist.

SECTION 3. Wearing of Face Coverings, Exceptions.

1. Wearing of face coverings shall not be required under the following circumstances:
 - A. Persons with a medical condition, mental health condition, or disability that prevents wearing a face covering, provided that said person provides documentation from a licensed medical professional of such medical, mental health, or disability preventing the wearing of a face covering. In the event that the person provides said documentation immediately, or within five days, the citation shall be not be issued.
 - B. Persons whose religious beliefs prevent them from wearing a face covering.
 - C. Persons who are hearing impaired, or who are communicating with a person who is hearing impaired, where the ability to see the mouth is essential for communication.
 - D. Persons for whom wearing a face covering would create a risk to the person related to their work, as determined by local, state or federal regulators or workplace safety guidelines.
 - E. Persons who are obtaining a service or treatment involving the nose or face or a medical procedure for which temporary removal of the face-covering is necessary to perform the service.
 - F. Persons who are seated at a restaurant or other establishment that offers food or beverage service, and all requirements as established by the Pennsylvania Department of Health are followed.
2. The wearing of face coverings may be advisable, but is not required:
 - A. In personal private vehicles and private homes.
 - B. In private business locations, or in individual private offices, at times when members of the public, clients, customers, guests, or other invitees are not present, as long as there is a distance of at least six (6) feet maintained.
 - C. While participating in recreational physical activities, whether outdoor or indoor when involving ten (10) people or fewer.
 - D. While with family members and/or members of the same household.

SECTION 4. Posting of Notice Required

1. The owner or other responsible person of all businesses and other buildings open to the public shall post at all public entrances a notice advising that all persons entering the business or other buildings open to the public are required to wear a face covering when in the business or other building open to the public.

SECTION 5. (Reserved)

SECTION 6. (Reserved)

SECTION 7. Enforcement.

1. Law enforcement and other public safety, health officers, ordinance enforcement officers, and emergency management personnel are charged with the enforcement of this ordinance.
 - A. Any person found to have violated any mandatory provisions of Sections 2, or 3, of this Ordinance shall be found guilty of a civil infraction, punishable by a fine of \$100. Patton Township may also charge the violator for court costs and reasonable attorney fees incurred by Patton Township in the enforcement proceedings. Each day of a continuing violation of this Ordinance will be considered a separate and distinct offense. The property owner(s) in the case of an owner-occupied property, or the tenants of a rental property where a violation of Section 5 of this Ordinance shall be found guilty of a civil infraction, punishable by a fine of \$100. Patton Township may also charge the violator for court costs and reasonable attorney fees incurred by Patton Township in the enforcement proceedings. Each day of a continuing violation of this Ordinance will be considered a separate and distinct offense.
 - B. Any business found not requiring their employees to comply with this Ordinance or found not posting entrances as required under Section 4 shall be found guilty of a civil infraction, punishable by a fine of \$100. Patton Township may also charge the violator for court costs and reasonable attorney fees incurred by Patton Township in the enforcement proceedings. Each day of a continuing violation of this Ordinance shall be considered a separate and distinct offense.
 - C. (Reserved)
 - D. In addition to these enforcement measures, repeated violations by a person or business, may be addressed by Patton Township through other legal means.

SECTION 8. Severability.

If any subsection, sentence, clause, phrase, or word of this Amended Ordinance or any application of it to any person, structure or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such holding shall not affect the validity of the remaining portions or applications of this Amended Ordinance.

SECTION 9. Effective Date.

1. This Amended Ordinance shall take effect immediately upon adoption and shall remain in force until:

A. Until 11:59 pm on March 31, 2022, unless otherwise repealed, rescinded or extended by Patton Township in response to the evolving aspects of the COVID-19 public health emergency, or

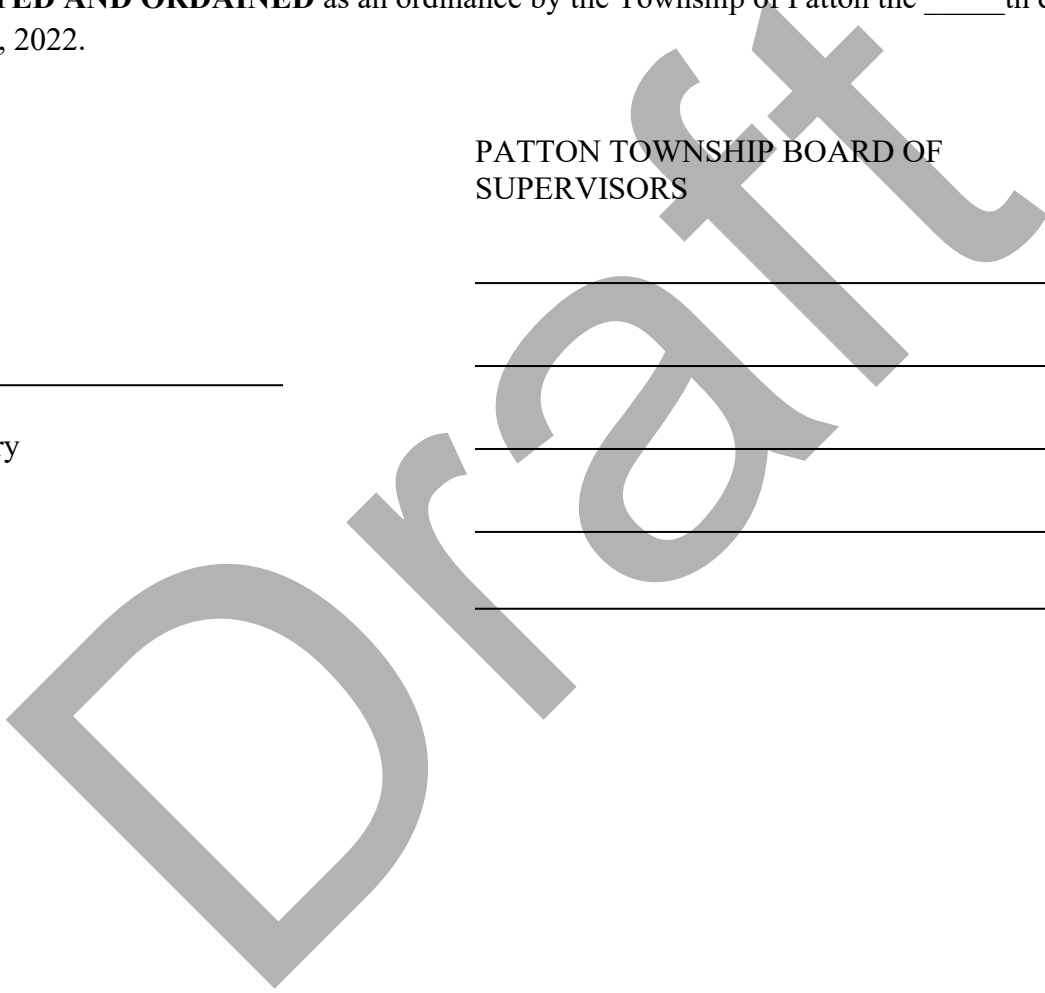
ENACTED AND ORDAINED as an ordinance by the Township of Patton the ____th day of January, 2022.

PATTON TOWNSHIP BOARD OF SUPERVISORS

Attest:

Secretary

[SEAL]



Erickson, Douglas

From: Patton
Sent: Friday, January 7, 2022 11:38 AM
To: Betsy Whitman; Elliot Abrams; Magruder, Sultan; pam; Trevino, Dan
Subject: FW: Communist idiots
Attachments: Screenshot_20220107-105043_DuckDuckGo.jpg

More on masks.
Doug

From: Brian Cunningham <>
Sent: Friday, January 7, 2022 10:53 AM
To: Patton <patton@twp.patton.pa.us>
Subject: Re: Communist idiots

Patton township discussing mask mandate fines. Congratulations you idiots, you get the Darwin award for 2022

On Fri, Jan 7, 2022, 10:22 AM Brian Cunningham <> [wrote](#):

You people and your mask mandates are absolute anti science idiots. Are you hoping to make as many people sick as you can with bacterial pneumonia. Force children to comply with no freedoms. Forced Government control of individual freedoms. Toxify human brains with the lack of oxygen to their brains. Oh wait aperaturely you dick heads cannot think logically because your brains are starved from intelligence. Enjoy your communist agenda. Burn in hell with your lord mooch and his Satanistsic agenda. Next youl be standing up for Biden and his pedophile son. Oh wait you are..

Erickson, Douglas

From: Brian Cunningham
Sent: Friday, January 7, 2022 11:11 AM
To: Patton
Subject: Wake the hell up on masks
Attachments: VID_20220107_110849_459.mp4

Here is an educational video. For you liberal communists. Go ahead and watch it if you have any brain cells to comprehend what experts know.

Erickson, Douglas

From: Patton
Sent: Monday, January 10, 2022 8:49 AM
To: Earle, Nathan
Subject: RE: Mask Mandate

Thank you for your comments. They will be provided to the Board of Supervisors.

At this time the Board is only considering enacting regulations on masking. They will hold a public hearing next week (1/19) to hear public comments on the issue.

Doug Erickson
Patton Township Manager

From: Earle, Nathan
Sent: Friday, January 7, 2022 6:08 PM
To: Patton <patton@twp.patton.pa.us>
Subject: Mask Mandate

Hi,

I just heard that Patton is fining people for not wearing masks. Is this true? If so, you can be sure that I will be doing ALL of my shopping elsewhere. I'll drive to Altoona if necessary. You people need to (1) do your research--the cloth masks are medically worthless; and (2) remember that this is America, not North Korea. Your panic porn is getting REALLY OLD.

Sincerely,

Nathan Earle

Erickson, Douglas

From: Stephanie Gordon
Sent: Monday, January 10, 2022 4:26 PM
To: Patton
Subject: STOP the mask mandate

Hello

I have been a resident of Patton Twp for 17 years.

I am writing in regards to the vote on the mask mandate.

I will no longer shop or patronize restaurants in Patton Twp if the mask mandate is put into place. Will it be inconvenient? Yes but very worth it.

This pandemic is never going away.

Mask mandates do not help.

If my breath was so hazardous, why aren't there specific hazard bins to put my mask in when I am done wearing it?

Science Says Healthy People Should Not Wear Masks

- Masks **reduce intake of oxygen**, leading to carbon dioxide toxicity
- Germs are trapped near your mouth and nose, **increasing risk of infection**
- Wearing a mask causes you to **touch your face more frequently**
- There is **no scientific evidence** that supports healthy people wearing masks
- Masks **obscure your facial features** and impede normal social interaction
- Masks make it **hard for hearing-impaired people** to understand you
- Masks **symbolize suppression of speech**

FREE THE FACE PEOPLE!

Stephanie Gordon

Sent from [Mail](#) for Windows

Erickson, Douglas

From: DAVID FLICK
Sent: Tuesday, January 11, 2022 7:27 AM
To: Patton
Subject: Mask Policy

Follow Up Flag: Follow up
Flag Status: Flagged

I am in favor of the proposed mask policy.

Dave Flick
2xx Presidents Drive

Erickson, Douglas

From: Jeanne Klanchar
Sent: Wednesday, January 12, 2022 8:10 AM
To: Erickson, Douglas
Subject: Mask wearing in Patton Township

Doug,

Please express to the Board of Supervisors my support of an indoor mask mandate in all businesses during this current situation of Covid and the Omicron variant. We wear masks to protect each other. You don't know who is caring for an elderly parents, who is under a cancer treatment protocol, who has a compromised immune system and many other reasons. This is not a political issue it is a public health issue. We work together as a community to protect all within our community.

Stay safe,
Jeanne Klanchar

Sent from my Verizon Wireless 4G LTE DROID

Erickson, Douglas

From: Diane Boldin
Sent: Thursday, January 13, 2022 9:16 AM
To: Patton
Cc: dab3853@comcast.net
Subject: Mask issue

Follow Up Flag: Follow up
Flag Status: Flagged

So I hear you are going to in force the mask issue again well let me tell you if you do people are not going to be shopping at Best Buy, Home Depot, and Lowe's this is not a law it's only a mandate that you will try to reestablish again. The numbers are fake that the hospital is reporting they are not overwhelmed and there's also issues with people that cannot wear mask and cannot get vaccinated and whose who got vaccinated you're still making them diaper up we have our rights just as well as other people again this is not a law and you're going to be hurting the businesses in your state college area as we did before we will go outside the area to shop and see how that helps the businesses in this area. How are you going to enforce this you weren't able to enforce them before again we have medical issues that we we cannot wear mask and we have medical issues that will not allow us to get a vaccination and I am not killing myself for a state college area that wants to be so democratic and liberal you need to think of about this again and let the mask issues up to the individual people.

PATTON TOWNSHIP

CENTRE COUNTY, PENNSYLVANIA

RESOLUTION NO. 2022-003

MASK WEARING IN PUBLIC AREAS

A RESOLUTION OF THE SUPERVISORS OF PATTON TOWNSHIP, CENTRE COUNTY, PENNSYLVANIA, REQUIRING MASKS IN PUBLIC AREAS

To reduce the community transmission of the COVID-19 virus the Patton Township Board of Supervisors **HEREBY RESOLVES** as follows:

Persons entering establishments serving the public or otherwise used by the public be required to wear masks.

RESOLVED this _____ day of January 2022.

PATTON TOWNSHIP BOARD OF SUPERVISORS

Pamela Robb, Chair

ATTEST:

Douglas J. Erickson, Secretary
[SEAL]